

#26

New Number

- A

ELIAS C ALVORD (1942)  
ELLSWORTH C ALVORD (1964)

ROBERT W ALVORD\*  
CHARLES T KAPPLER  
JOHN H DOYLE\*  
RICHARD N BAGENSTOS  
JAMES C MARTIN JR\*

\* ALSO ADMITTED IN NEW YORK  
\* ALSO ADMITTED IN MARYLAND

LAW OFFICES  
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RECORDATION #10 **16476** FILED 1425

**AUG 11 1989 - 1 20 PM**

**INTERSTATE COMMERCE COMMISSION**

August 11, 1989

**9-223A009**

RECORDATION #10 **16476** FILED 1425

**AUG 11 1989 - 1 20 PM**

**INTERSTATE COMMERCE COMMISSION**

Ms. Noreta R. McGee  
Secretary  
Interstate Commerce Commission  
Washington, D.C. 20423

Dear Ms. McGee:

Enclosed for recordation pursuant to the provisions of 49 U.S.C. Section 11303(a) are two (2) copies each of 1) an Assignment of Leases dated April 1, 1989 and 2) a Bill of Sale dated April 1, 1989, primary and secondary documents, respectively, as defined in the Commission's Rules for the Recordation of Documents, 49 C.F.R. Section 1177.

The names and addresses of the parties to the enclosed documents are:

Assignor/Seller: Merchants Investment Co.  
880 Lee Street  
Suite 801  
Des Plaines, Illinois 60016

Assignee/Buyer: Citicorp Railmark, Inc.  
c/o Citicorp North America, Inc.  
601 Midland Avenue  
Rye, New York 10580

A description of the railroad equipment covered by the enclosed documents is set forth in Schedule A attached hereto and made a part hereof.

Also enclosed is a check in the amount of \$26 payable to the order of the Interstate Commerce Commission covering the required recordation fee.

Kindly return stamped copies of the enclosed documents to Charles T. Kappler, Esq., Alvord and Alvord, 918 Sixteenth Street, N.W., Washington, D.C. 20006.


*Charles T. Kappler*

Ms. Noreta R. McGee  
Secretary  
Interstate Commerce Commission  
August 11, 1989  
Page Two

A short summary of the enclosed primary and secondary documents to appear in the Commission's Index is:

Assignment of Leases dated April 1, 1989 and Bill of Sale dated April 1, 1989, each between Merchants Investment Co., Assignor/Seller, and Citicorp Railmark, Inc., Assignee/Buyer, covering railroad freight cars.

Very truly yours,

  
Charles T. Kappler

Enclosures

SCHEDULE A  
TO  
ASSIGNMENT OF LEASES  
DATED APRIL 1, 1989

Car No.	Lessee	Car Type	Car Leasing		
			Date	Rider No.	Rider Date
CREX 1500	U.S. Silica	Cover Hopper, 3500 Cu.Ft.	Oct. 1, 1974	14	Feb. 9, 1989
CREX 1501	U.S. Silica	Cover Hopper, 3500 Cu.Ft.	Oct. 1, 1974	14	Feb. 9, 1989
KJRY 4427	Keokuk Jct Railway	Covered Hopper, 4427 Cu.Ft.	June, 1988	3	Sept. 1988
KJRY 4740	Keokuk Jct Railway	Covered Hopper, 4750 Cu.Ft.	June, 1988	2	Sept. 1988
KJRY 4741	Keokuk Jct Railway	Covered Hopper, 4750 Cu.Ft.	June, 1988	2	Sept. 1988
CREX 973	Weyerhaeuser	Pressure Dif- ferential Hopper Car, 3,000 Cu.Ft.	Jan. 1988	1	Feb. 3, 1989

BILL OF SALE

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INTERSTATE COMMERCE COMMISSION

KNOW ALL MEN BY THESE PRESENTS that Merchants Investment Co., an Illinois corporation (hereinafter called "Seller") in consideration of the sum of Ninety Four Thousand Five Hundred and 00/100 (\$94,500.00) Dollars and other good and valuable consideration, the receipt whereof is hereby acknowledged, in hand paid by Citicorp Railmark, Inc. (hereinafter called "Buyer"), does hereby GRANT, BARGAIN, SELL, CONVEY, TRANSFER AND DELIVER unto Buyer on an as-is, where-is basis, without warranties of any kind whatsoever (except for warranty of title as hereinafter provided), all of its right, title and interest in the following described equipment:

See Schedule A attached hereto.

Seller warrants that it has good title to such equipment and the right to convey the same, and that the title is free and clear of all liens, encumbrances, and rights of others, except for those rights evidenced by the Car Leasing Agreements covering the Equipment, between Seller and the various lessees, described on Schedule A hereto.

IN WITNESS WHEREOF Seller has caused these presents to be executed by its duly authorized officer, and its corporate seal to be affixed this 1st day of April 1989.

MERCHANTS INVESTMENT CO.

By: 

Name: JAMES E. LANDO

Title: PRESIDENT

A C K N O W L E D G E M E N T

STATE OF FLORIDA )  
 ) SS.:  
COUNTY OF PINELLAS )

BEFORE ME, on this day personally appeared JAMES E. LANDO, known to be the person whose name is subscribed to the foregoing instrument, and acknowledged to me that he executed the same as the act and deed of the Seller for the purposes and consideration therein expressed.

WITNESS MY HAND AND SEAL THIS 1st day of April, 1989

  
Notary Public

Notary Public, State of Florida at Large  
My Commission Expires March 4, 1991

SCHEDULE A  
TO  
BILL OF SALE  
DATED APRIL 1, 1989

<u>Car No.</u>	<u>Lessee</u>	<u>Car Type</u>	<u>Car Leasing Agreement</u>		
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